IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

WP(C).No. 24664 of 2007(J)

PETITIONER:

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1. A.P.JOY, S/O.PAULOSE, AGED 52,
AGRICULTURIST, ARAKUZHIYIL HOUSE,
KARIKODE P.O., VIA PERUVA, MULAKULAM VILLAGE,
VAIKOM TALUK.

2. SCARIA, S/O.ISAHAK CHEMANTHI,
PUTHUPURAYIL HOUSE, KARIKODE P.O.,
VIA PERUVA, MULAKULAM VILLAGE,
VAIKOM TALUK.

BY ADV. SRI.JOSE JOSEPH ARAYAKUNNEL
SRI.VARGHESE PARAMBIL

RESPONDENTS:

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1. KARIKODE MILK PRODUCING CO-OPERATIVE SOCIETY, NO.K 77(D), APCOS, KARIKODE P.O., VIA PERUVA, MULAKULAM VILLAGE, VAIKOM TALUK, REP. BY ITS SECRETARY(IN-CHARGE), SRI.P.M.SASEENDRAN, S/O.SREEDHARAN, POOVATHUKUZHIYIL, PERUVA P.O., MULAKULAM VILLAGE, VAIKOM TALUK.

2. A.B.GEORGEKUTTY, S/O.VARGHESE,
PRESIDENT, ADMINISTRATIVE COMMITTEE,
KARIKODE MILK PRODUCING CO-OPERATIVE SOCIETY
NO.K 77(D), APCOS, KARIKODE P.O., VIA PERUVA,
MULAKULAM VILLAGE, VAIKOM TALUK.

**3. DEPUTY DIRECTOR OF DAIRY DEVELOPMENT,
KOTTAYAM.**

BY ADV. SRI.THAMPAN THOMAS

R3 BY GOVERNMENT PLEADER (SHRI P. K. RAVIKRISHNAN)

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 17/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P.(C). NO.24664 OF 2007 J

PETITIONERS' EXHIBITS:

EXT. P1 TRUE COPY OF ORDER OF THE DEPUTY DIRECTOR DATED 28.3.2007.

EXT.P2 TRUE COPY OF NOTICE PUBLISHED BY THE SOCIETY ON 1.8.2007.

EXT.P3 TRUE COPY OF THE PETITION DATED 9.8.2007 SUBMITTED BY PETITIONER AND TWO OTHERS WITH THE ENDORSEMENT BY THE DEPUTY DIRECTOR.

EXT.P4 TRUE COPY OF FIRST PAGE OF THE BYE-LAW OF THE KARIKODE MILK PRODUCING CO-OPERATIVE SOCIETY LTD. NO.77 (D) APCOS.

EXT.P5 TRUE COPY OF FULL TEXT OF THE AVARRMMA MILK PRODUCING CO-OPERATIVE SOCIETY LTD. NO.K.72(D) APCOS.

// TRUE COPY//

PS TO JUDGE

K. M. JOSEPH, J.

W.P.C. NO. 24664 OF 2007 J

Dated this the 17th August, 2007

JUDGMENT

Prayer in the Writ Petition is to command respondents 1 & 2 not to introduce and pass the proposed byelaw amendment as shown in Ext.P2 notice dated 1.8.2007. As per Ext.P2 notice, the meeting was to take place on 15.8.2007. When the matter came up today, learned counsel for the petitioner submits that in fact on the said day, the meeting was adjourned. In such circumstances, I do not think it necessary for me to consider the Writ Petition. Without prejudice to the right of the petitioner to approach the Court if necessary, this Writ Petition is closed.

K. M. JOSEPH, JUDGE

kbk.